

# House File 2208

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HOUSE FILE 2208

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1 2  
1 3 AN ACT  
1 4 RELATING TO NONSUBSTANTIVE CODE CORRECTIONS AND INCLUDING  
1 5 EFFECTIVE AND RETROACTIVE APPLICABILITY DATE PROVISIONS.  
1 6  
1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 8  
1 9 Section 1. Section 2B.10, Code Supplement 2003, is amended  
1 10 to read as follows:  
1 11 2B.10 ~~SESSION LAWS~~ IOWA ACTS.  
1 12 1. The arrangement of the Acts and resolutions, and the  
1 13 size, style, type, binding, general arrangement, and tables of  
1 14 the ~~session laws Iowa Acts~~ shall be printed and published in  
1 15 the manner determined by the Iowa Code editor in accordance  
1 16 with the policies set by the legislative council as provided  
1 17 in section 2.42.  
1 18 2. Chapters of the first regular session shall be numbered  
1 19 from one and chapters of the second regular session shall be  
1 20 numbered from one thousand and one.  
1 21 3. A list of elective state officers and deputies, supreme  
1 22 court justices, judges of the court of appeals, and members of  
1 23 the general assembly shall be published annually with the  
1 24 ~~session laws Iowa Acts~~.  
1 25 4. A statement of the condition of the state treasury  
1 26 shall be included, as provided by the Constitution of the  
1 27 State of Iowa. The statement shall be furnished by the  
1 28 director of the department of administrative services.  
1 29 5. The enrolling clerks of the house and senate shall  
1 30 arrange for the Iowa Code editor to receive suitable copies of  
1 31 all Acts and resolutions as soon as they are enrolled.  
1 32 6. A notation of the filing of an estimate of a state  
1 33 mandate prepared by the legislative services agency pursuant  
1 34 to section 25B.5 shall be included in the ~~session laws Iowa~~  
1 35 Acts with the text of an enacted bill or joint resolution  
2 1 containing the state mandate.  
2 2 Sec. 2. Section 2B.17, subsection 2, Code Supplement 2003,  
2 3 is amended to read as follows:  
2 4 2. The ~~session laws Acts~~ of each general assembly shall be  
2 5 known as "Acts of the .. General Assembly, .. Session,  
2 6 Chapter (or File No.) .., Section .." (inserting the  
2 7 appropriate numbers) and shall be cited as "... Iowa Acts,  
2 8 chapter .., section .." (inserting the appropriate year,  
2 9 chapter, and section number).  
2 10 Sec. 3. Section 3.3, Code 2003, is amended to read as  
2 11 follows:  
2 12 3.3 HEADNOTES AND HISTORICAL REFERENCES.  
2 13 Proper headnotes may be placed at the beginning of a  
2 14 section of a bill, and at the end of the section there may be  
2 15 placed a reference to the section number of the Code, or any  
2 16 ~~session law Iowa Act~~ from which the matter of the bill was  
2 17 taken, but, except as provided in the Uniform Commercial Code,  
2 18 section 554.1109, neither said headnotes nor said historical  
2 19 references shall be considered as a part of the law as  
2 20 enacted.  
2 21 Sec. 4. Section 7J.1, subsection 1, Code Supplement 2003,  
2 22 is amended to read as follows:  
2 23 1. DESIGNATION OF CHARTER AGENCIES == PURPOSE. The  
2 24 governor may, by executive order, designate state departments  
2 25 or agencies, as described in section 7E.5, or the Iowa lottery  
2 26 authority established in chapter 99G, other than the  
2 27 department of administrative services, ~~if the department is~~  
2 28 ~~established in law~~, or the department of management, as a  
2 29 charter agency by July 1, 2003. The designation of a charter  
2 30 agency shall be for a period of five years which shall  
2 31 terminate as of June 30, 2008. The purpose of designating a  
2 32 charter agency is to grant the agency additional authority as  
2 33 provided by this chapter while reducing the total  
2 34 appropriations to the agency.  
2 35 Sec. 5. Section 8.59, Code Supplement 2003, is amended to  
3 1 read as follows:  
3 2 8.59 APPROPRIATIONS FREEZE.  
3 3 Notwithstanding contrary provisions of the Code, the  
3 4 amounts appropriated under the applicable sections of the Code  
3 5 for fiscal years commencing on or after July 1, 1993, are

3 6 limited to those amounts expended under those sections for the  
3 7 fiscal year commencing July 1, 1992. If an applicable section  
3 8 appropriates moneys to be distributed to different recipients  
3 9 and the operation of this section reduces the total amount to  
3 10 be distributed under the applicable section, the moneys shall  
3 11 be prorated among the recipients. As used in this section,  
3 12 "applicable sections" means ~~the following sections~~+ 53.50,  
3 13 229.35, 230.8, 230.11, 411.20, and 663.44.

3 14 Sec. 6. Section 8A.124, Code Supplement 2003, is amended  
3 15 to read as follows:

3 16 8A.124 ADDITIONAL PERSONNEL.

3 17 The department may employ, upon the approval of the  
3 18 department of management, ~~such~~ additional personnel in excess  
3 19 of the number of full-time equivalent positions authorized by  
3 20 the general assembly if such additional personnel are  
3 21 reasonable and necessary to perform such duties as required to  
3 22 meet the needs of the department to provide services to other  
3 23 governmental entities and as authorized by this chapter. The  
3 24 director shall notify in writing the department of management,  
3 25 the legislative fiscal committee, and the legislative services  
3 26 agency of any additional personnel employed pursuant to this  
3 27 section.

3 28 Sec. 7. Section 8A.402, subsection 2, paragraph c, Code  
3 29 Supplement 2003, is amended to read as follows:

3 30 c. Encourage and exercise leadership in the development of  
3 31 effective personnel administration within the several state  
3 32 agencies, and to make available the facilities of the  
3 33 department to this end.

3 34 Sec. 8. Section 8A.502, subsection 14, paragraph b,  
3 35 unnumbered paragraph 1, Code Supplement 2003, is amended to  
4 1 read as follows:

4 2 Modify the centralized statewide accounting system and  
4 3 develop, or require to be developed by the appropriate  
4 4 departments of state government, the ~~necessary~~ reports and  
4 5 procedures necessary to complete the managerial and financial  
4 6 reports required to comply with the federal law.

4 7 Sec. 9. Section 11.27, subsection 2, Code 2003, is amended  
4 8 to read as follows:

4 9 2. The results of an audit of the documents and the  
4 10 records of the department of management created in ~~the budget~~  
4 11 ~~and financial control Act chapter 8~~, which records shall be  
4 12 audited by the auditor; and, the results of the auditor's  
4 13 audit of all taxes and other revenue collected and paid into  
4 14 the treasury, and the sources thereof.

4 15 Sec. 10. Section 15.269, subsection 2, paragraph b,  
4 16 subparagraph (1), subparagraph subdivision (a), Code  
4 17 Supplement 2003, is amended to read as follows:

4 18 (a) Each cogeneration pilot project facility must involve  
4 19 two hundred megawatts or less of electricity, in combination  
4 20 with one or more other cogeneration pilot project facilities.

4 21 Sec. 11. Section 28.4, subsection 12, paragraph d,  
4 22 subparagraph (1), Code Supplement 2003, is amended to read as  
4 23 follows:

4 24 (1) Moneys for the healthy opportunities for parents to  
4 25 experience success == healthy families Iowa program under  
4 26 section 135.106 by the fiscal year beginning July 1, 2000, and  
4 27 ending June 30, 2001.

4 28 Sec. 12. Section 29A.1, subsection 1, Code 2003, is  
4 29 amended to read as follows:

4 30 1. ~~"Active state~~ "State military service" means training  
4 31 or operational duty or other service authorized and performed  
4 32 under the provisions of 32 U.S.C. or other federal law or  
4 33 regulation as part of the Iowa army national guard or Iowa air  
4 34 national guard and paid for with federal funds.

4 35 Sec. 13. Section 29A.8A, Code 2003, is amended to read as  
5 1 follows:

5 2 29A.8A ~~ACTIVE STATE~~ STATE MILITARY SERVICE.

5 3 If federal funding and authorization exist for this  
5 4 purpose, the governor may order to ~~active state~~ military  
5 5 service the military forces of the Iowa army national guard or  
5 6 Iowa air national guard as the governor may deem appropriate  
5 7 for the purposes of homeland security, homeland defense, or  
5 8 other duty. A state employee shall take either a full day's  
5 9 leave or eight hours of compensatory time on a day in which  
5 10 the state employee receives a full day's pay from federal  
5 11 funds for national guard duty.

5 12 Sec. 14. Section 29A.28, subsections 1 and 3, Code  
5 13 Supplement 2003, are amended to read as follows:

5 14 1. All officers and employees of the state, or a  
5 15 subdivision thereof, or a municipality other than employees  
5 16 employed temporarily for six months or less, who are members

5 17 of the national guard, organized reserves or any component  
5 18 part of the military, naval, or air forces or nurse corps of  
5 19 this state or nation, or who are or may be otherwise inducted  
5 20 into the military service of this state or of the United  
5 21 States, shall, when ordered by proper authority to state  
5 22 active duty, ~~active~~ state military service, or federal  
5 23 service, be entitled to a leave of absence from such civil  
5 24 employment for the period of state active duty, ~~active~~ state  
5 25 military service, or federal service, without loss of status  
5 26 or efficiency rating, and without loss of pay during the first  
5 27 thirty days of such leave of absence. Where state active  
5 28 duty, ~~active~~ state military service, or federal service is for  
5 29 a period less than thirty days, a leave of absence under this  
5 30 section shall only be required for those days that the civil  
5 31 employee would normally perform services for the state,  
5 32 subdivision of the state, or a municipality.

5 33 3. Upon returning from a leave of absence under this  
5 34 section, an employee shall be entitled to return to the same  
5 35 position and classification held by the employee at the time  
6 1 of entry into state active duty, ~~active~~ state military  
6 2 service, or federal service or to the position and  
6 3 classification that the employee would have been entitled to  
6 4 if the continuous civil service of the employee had not been  
6 5 interrupted by state active duty, ~~active~~ state military  
6 6 service, or federal service. Under this subsection,  
6 7 "position" includes the geographical location of the position.

6 8 Sec. 15. Section 29A.90, subsection 3, Code Supplement  
6 9 2003, is amended to read as follows:

6 10 3. "Military service" means full-time ~~active~~ state  
6 11 military service or state active duty, as defined in section  
6 12 29A.1, for a period of at least ninety consecutive days,  
6 13 commencing on or after April 22, 2002.

6 14 Sec. 16. Section 29B.13, unnumbered paragraph 1, Code  
6 15 2003, is amended to read as follows:

6 16 Under regulations as may be prescribed under this code a  
6 17 person subject to this code who is on ~~active~~ state military  
6 18 service or state active duty who is accused of an offense  
6 19 against civil authority may be delivered, upon request, to the  
6 20 civil authority for trial.

6 21 Sec. 17. Section 72.5, subsection 2, Code 2003, is amended  
6 22 to read as follows:

6 23 2. In connection with development of a statewide building  
6 24 energy efficiency rating system, pursuant to section 473.40,  
6 25 the director of the department of natural resources in  
6 26 consultation with the department of management, state building  
6 27 code ~~director~~ commissioner, and state fire marshal, shall  
6 28 develop standards and methods to evaluate design development  
6 29 documents and construction documents based upon the energy  
6 30 efficiency rating system for public buildings, and other life  
6 31 cycle cost factors, to facilitate fair and uniform comparisons  
6 32 between design proposals and informed decision making by  
6 33 public bodies.

6 34 Sec. 18. Section 80.35, Code Supplement 2003, is amended  
6 35 to read as follows:

7 1 80.35 TRANSITION.

7 2 Persons employed by the department of ~~administrative~~  
7 3 general services as capitol security force officers shall be  
7 4 transferred to the division of capitol security of the  
7 5 department of public safety on July 1, 1976. Persons  
7 6 transferred pursuant to this section shall retain their  
7 7 positions as capitol police officers, shall not be subject to  
7 8 the requirements and conditions of section 80.15, and shall  
7 9 remain under the Iowa public employees' retirement system.  
7 10 Persons employed after July 1, 1976, by the department of  
7 11 public safety as capitol police officers within the division  
7 12 of capitol police shall be subject to the requirements and  
7 13 conditions of section 80.15, except those requirements  
7 14 relating to age, and shall be subject to the Iowa public  
7 15 employees' retirement system. The minimum age for persons  
7 16 employed by the division of capitol police shall be eighteen.

7 17 Sec. 19. Section 80B.5, Code 2003, is amended to read as  
7 18 follows:

7 19 80B.5 ADMINISTRATION.

7 20 The administration of ~~the Iowa law enforcement academy and~~  
7 21 ~~council Act this chapter~~ shall be vested in the office of the  
7 22 governor. A director of the academy and such staff as may be  
7 23 necessary for it to function shall be employed pursuant to the  
7 24 Iowa merit system.

7 25 Sec. 20. Section 80B.11E, subsection 4, Code Supplement  
7 26 2003, is amended to read as follows:

7 27 4. An individual who has not been hired by a law

7 28 enforcement agency must be hired by a law enforcement agency  
7 29 within eighteen months of completing the appropriate  
7 30 coursework at the law enforcement academy in order to obtain  
7 31 certification pursuant to this ~~section~~ chapter.

7 32 Sec. 21. Section 96.7, subsection 12, paragraph a, Code  
7 33 Supplement 2003, is amended to read as follows:

7 34 a. An employer other than a governmental entity or a  
7 35 nonprofit organization, subject to this chapter, shall pay an  
8 1 administrative contribution surcharge equal in amount to one=  
8 2 tenth of one percent of federal taxable wages, as defined in  
8 3 section 96.19, subsection 37, paragraph "b", subject to the  
8 4 surcharge formula to be developed by the department under this  
8 5 paragraph. The department shall develop a surcharge formula  
8 6 that provides a target revenue level of no greater than six  
8 7 million five hundred twenty-five thousand dollars for calendar  
8 8 years 2003, 2004, and 2005 and a target revenue level of no  
8 9 greater than three million two hundred sixty-two thousand five  
8 10 hundred dollars for calendar year 2006 and each subsequent  
8 11 calendar year. The department shall reduce the administrative  
8 12 contribution surcharge established for any calendar year  
8 13 proportionate to any federal government funding that provides  
8 14 an increased allocation of moneys for workforce development  
8 15 offices, under the federal employment services financing  
8 16 reform legislation. Any administrative contribution surcharge  
8 17 revenue that is collected in calendar year 2003, 2004, or 2005  
8 18 in excess of six million five hundred twenty-five thousand  
8 19 dollars or in calendar year 2006 or a subsequent calendar year  
8 20 in excess of three million two hundred sixty-two thousand five  
8 21 hundred dollars shall be deducted from the amount to be  
8 22 collected in the subsequent calendar year ~~2003~~ before the  
8 23 department establishes the administrative contribution  
8 24 surcharge. The department shall recompute the amount as a  
8 25 percentage of taxable wages, as defined in section 96.19,  
8 26 subsection 37, and shall add the percentage surcharge to the  
8 27 employer's contribution rate determined under this section.  
8 28 The percentage surcharge shall be capped at a maximum of seven  
8 29 dollars per employee. The department shall adopt rules  
8 30 prescribing the manner in which the surcharge will be  
8 31 collected. Interest shall accrue on all unpaid surcharges  
8 32 under this subsection at the same rate as on regular  
8 33 contributions and shall be collectible in the same manner.  
8 34 Interest accrued and collected under this paragraph and  
8 35 interest earned and credited to the fund under paragraph "b"  
9 1 shall be used by the department only for the purposes set  
9 2 forth in paragraph "c".

9 3 Sec. 22. Section 97B.66, unnumbered paragraph 2, Code  
9 4 Supplement 2003, is amended to read as follows:

9 5 The contributions paid by the vested or retired member  
9 6 shall be equal to the accumulated contributions as defined in  
9 7 section 97B.1A, subsection 2, by the member for the applicable  
9 8 period of service, and the employer contribution for the  
9 9 applicable period of service under the ~~teachers insurance and~~  
~~9 10 annuity association college retirement equities fund teachers~~  
~~9 11 insurance and annuity association=college retirement equities~~  
~~9 12 fund (TIAA-CREF)~~, that would have been or had been contributed  
9 13 by the vested or retired member and the employer, if  
9 14 applicable, plus interest on the contributions that would have  
9 15 accrued for the applicable period from the date the previous  
9 16 applicable period of service commenced under this retirement  
9 17 system or from the date the service of the member in the  
9 18 teachers insurance and annuity association=college retirement  
9 19 equities fund (TIAA-CREF) commenced to the date of payment of  
9 20 the contributions by the member as provided in section 97B.70.

9 21 Sec. 23. Section 99B.9, subsection 1, unnumbered paragraph  
9 22 1, Code Supplement 2003, is amended to read as follows:

9 23 Except as otherwise permitted by section 99B.3, 99B.5,  
9 24 99B.6, 99B.7, 99B.8, 99B.11, or 99B.12A, it is unlawful to  
9 25 permit gambling on any premises owned, leased, rented, or  
9 26 otherwise occupied by a person other than a government,  
9 27 governmental agency, or governmental subdivision, unless all  
9 28 of the following are complied with:

9 29 Sec. 24. Section 99D.24, subsection 4, unnumbered  
9 30 paragraph 1, Code 2003, is amended to read as follows:

9 31 A person commits a class "D" felony and, in addition, shall  
9 32 be barred for life from racetracks under the ~~jurisdiction~~  
9 33 jurisdiction of the commission, if the person does any of the  
9 34 following:

9 35 Sec. 25. Section 99G.8, subsection 9, Code Supplement  
10 1 2003, is amended to read as follows:

10 2 9. Board members shall be considered to hold public office  
10 3 and shall give bond ~~as such~~ as required in chapter 64.

10 4 Sec. 26. Section 99G.10, subsection 8, Code Supplement  
10 5 2003, is amended to read as follows:

10 6 8. A background investigation shall be conducted by the  
10 7 department of public safety, division of criminal  
10 8 investigation, on each applicant who has reached the final  
10 9 selection process prior to employment by the authority. For  
10 10 positions not designated as sensitive by the board, the  
10 11 investigation may consist of a state criminal history  
10 12 background check, work history, and financial review. The  
10 13 board shall identify those sensitive positions of the  
10 14 authority which require full background investigations, which  
10 15 positions shall include, at a minimum, any officer of the  
10 16 authority, and any employee with operational management  
10 17 responsibilities, security duties, or system maintenance or  
10 18 programming responsibilities related to the authority's data  
10 19 processing or network hardware, software, communication, or  
10 20 related systems. In addition to a work history and financial  
10 21 review, a full background investigation may include a national  
10 22 criminal history ~~record~~ check through the federal bureau of  
10 23 investigation. The screening of employees through the federal  
10 24 bureau of investigation shall be conducted by submission of  
10 25 fingerprints through the state criminal history ~~record~~  
10 26 repository to the federal bureau of investigation. The  
10 27 results of background investigations conducted pursuant to  
10 28 this section shall not be considered public records under  
10 29 chapter 22.

10 30 Sec. 27. Section 99G.33, Code Supplement 2003, is amended  
10 31 to read as follows:

10 32 99G.33 LAW ENFORCEMENT INVESTIGATIONS.

10 33 The department of public safety, division of criminal  
10 34 investigation, shall be the primary state agency responsible  
10 35 for investigating criminal violations under this chapter. The  
11 1 chief executive officer shall contract with the department of  
11 2 public safety for investigative services, including the  
11 3 employment of special agents and support personnel, and  
11 4 procurement of necessary equipment to carry out the  
11 5 responsibilities of the division of criminal investigation  
11 6 under the terms of the ~~agreement~~ contract and this chapter.

11 7 Sec. 28. Section 100.35, unnumbered paragraph 2, Code  
11 8 2003, is amended to read as follows:

11 9 Rules by the fire marshal affecting the construction of new  
11 10 buildings, additions to buildings or rehabilitation of  
11 11 existing buildings and related to fire protection, shall be  
11 12 substantially in accord with the provisions of the nationally  
11 13 recognized building and related codes adopted as the state  
11 14 building code pursuant to section 103A.7 or with codes adopted  
11 15 by a local subdivision which are in substantial accord with  
11 16 the codes comprising the state building code.

11 17 Sec. 29. Section 100.38, Code 2003, is amended to read as  
11 18 follows:

11 19 100.38 CONFLICTING STATUTES.

11 20 Provisions of this chapter in conflict with the state  
11 21 building code, as adopted pursuant to section 103A.7, shall  
11 22 not apply where the state building code has been adopted or  
11 23 when the state building code applies throughout the state.

11 24 Sec. 30. Section 100.39, unnumbered paragraph 3, Code  
11 25 2003, is amended to read as follows:

11 26 Plans and installation of systems shall be approved by the  
11 27 state fire marshal, a designee of the state fire marshal, or  
11 28 local authorities having jurisdiction. Except where local  
11 29 fire protection regulations are more stringent, the provisions  
11 30 of this section shall be applicable to all buildings, whether  
11 31 privately or publicly owned. The definition of terms shall be  
11 32 in conformity, insofar as possible, with definitions found in  
11 33 the state building code adopted pursuant to section 103A.7.

11 34 Sec. 31. Section 100B.8, Code Supplement 2003, is amended  
11 35 to read as follows:

12 1 100B.8 EMPLOYEES.

12 2 Employees of the fire service institute at Iowa state  
12 3 university on July 1, 2000, may elect to transfer to the  
12 4 department of public safety in a position and at a pay range  
12 5 commensurate with their duties as determined by the department  
12 6 of ~~administrative services~~ personnel, the department of public  
12 7 safety, and the employee's certified collective bargaining  
12 8 representative.

12 9 Sec. 32. Section 124.401, subsection 1, paragraph b,  
12 10 subparagraph (8), Code Supplement 2003, is amended to read as  
12 11 follows:

12 12 (8) More than five grams but not more than five kilograms  
12 13 of amphetamine, its salts, isomers, or salts of isomers, or  
12 14 any compound, mixture, or preparation which contains any

12 15 quantity ~~of or~~ detectable amount of amphetamine, its salts,  
12 16 isomers, and salts of isomers.

12 17 Sec. 33. Section 135.18, Code 2003, is amended to read as  
12 18 follows:

12 19 135.18 CONFLICTING STATUTES.

12 20 Provisions of this chapter in conflict with the state  
12 21 building code, as adopted pursuant to section 103A.7, shall  
12 22 not apply where the state building code has been adopted or  
12 23 when the state building code applies throughout the state.

12 24 Sec. 34. Section 135.142, subsection 2, Code Supplement  
12 25 2003, is amended to read as follows:

12 26 2. If a public health disaster exists or there is  
12 27 reasonable cause to believe that a public health disaster is  
12 28 imminent and if the public health disaster or belief that a  
12 29 public health disaster is imminent results in a statewide or  
12 30 regional shortage or threatened shortage of any product  
12 31 described under subsection 1, whether or not such product has  
12 32 been purchased by the department, the department may control,  
12 33 restrict, and regulate by rationing and using quotas,  
12 34 prohibitions on shipments, allocation, or other means, the  
12 35 use, sale, dispensing, distribution, or transportation of the  
13 1 relevant product necessary to protect the public health,  
13 2 safety, and welfare of the people of this state. The  
13 3 department shall collaborate with persons who have control of  
13 4 the products when reasonably possible.

13 5 Sec. 35. Section 135.106, Code 2003, is amended to read as  
13 6 follows:

13 7 135.106 HEALTHY FAMILIES ~~IOWA PROGRAM~~ PROGRAMS ==  
13 8 ESTABLISHED.

13 9 1. The Iowa department of public health shall establish a  
13 10 healthy opportunities for parents to experience success  
13 11 (HOPES)==healthy families Iowa (HFI) program to provide  
13 12 services to families and children during the prenatal through  
13 13 preschool years. The program shall be designed to do all of  
13 14 the following:

13 15 a. Promote optimal child health and development.  
13 16 b. Improve family coping skills and functioning.  
13 17 c. Promote positive parenting skills and intrafamilial  
13 18 interaction.  
13 19 d. Prevent child abuse and neglect and infant mortality  
13 20 and morbidity.

13 21 2. The ~~HOPES~~ HOPES=HFI program shall be developed by the  
13 22 Iowa department of public health, and may be implemented, in  
13 23 whole or in part, by contracting with a nonprofit child abuse  
13 24 prevention organization, local nonprofit certified home health  
13 25 program or other local nonprofit organizations, and shall  
13 26 include, but is not limited to, all of the following  
13 27 components:

13 28 a. Identification of barriers to positive birth outcomes,  
13 29 encouragement of collaboration and cooperation among providers  
13 30 of health care, social and human services, and other services  
13 31 to pregnant women and infants, and encouragement of pregnant  
13 32 women and women of childbearing age to seek health care and  
13 33 other services which promote positive birth outcomes.

13 34 b. Provision of community-based home-visiting family  
14 1 support to pregnant women and new parents who are identified  
14 2 through a standardized screening process to be at high risk  
14 3 for problems with successfully parenting their child.

14 4 c. Provision by family support workers of individual  
14 5 guidance, information, and access to health care and other  
14 6 services through care coordination and community outreach,  
14 7 including transportation.

14 8 d. Provision of systematic screening, prenatally or upon  
14 9 the birth of a child, to identify high-risk families.

14 10 e. Interviewing by a ~~HOPES~~ HOPES=HFI program worker or  
14 11 hospital social worker of families identified as high risk and  
14 12 encouragement of acceptance of family support services.

14 13 f. Provision of services including, but not limited to,  
14 14 home visits, support services, and instruction in child care  
14 15 and development.

14 16 g. Individualization of the intensity and scope of  
14 17 services based upon the family's needs, goals, and level of  
14 18 risk.

14 19 h. Assistance by a family support worker to participating  
14 20 families in creating a link to a "medical home" in order to  
14 21 promote preventive health care.

14 22 i. Evaluation and reporting on the program, including an  
14 23 evaluation of the program's success in reducing participants'  
14 24 risk factors and provision of services and recommendations for  
14 25 changes in or expansion of the program.

14 26 j. Provision of continuous follow-up contact with a family

14 26 served by the program until identified children reach age  
14 27 three or age four in cases of continued high need or until the  
14 28 family attains its individualized goals for health,  
14 29 functioning, and self-sufficiency.

14 30 k. Provision or employment of family support workers who  
14 31 have experience as a parent, knowledge of health care  
14 32 services, social and human services, or related community  
14 33 services and have participated in a structured training  
14 34 program.

14 35 l. Provision of a training program that meets established  
15 1 standards for the education of family support workers. The  
15 2 structured training program shall include at a minimum the  
15 3 fundamentals of child health and development, dynamics of  
15 4 child abuse and neglect, and principles of effective parenting  
15 5 and parenting education.

15 6 m. Provision of crisis child care through utilization of  
15 7 existing child care services to participants in the program.

15 8 n. Program criteria shall include a required match of one  
15 9 dollar provided by the organization contracting to deliver  
15 10 services for each two dollars provided by the state grant.  
15 11 This requirement shall not restrict the department from  
15 12 providing unmatched grant funds to communities to plan new or  
15 13 expanded programs for ~~HOPES~~ ~~HOPES=HFI~~. The department shall  
15 14 establish a limit on the amount of administrative costs that  
15 15 can be supported with state funds.

15 16 o. Involvement with the community assessment and planning  
15 17 process in the community served by ~~HOPES~~ ~~HOPES=HFI~~ programs to  
15 18 enhance collaboration and integration of family support  
15 19 programs.

15 20 p. Collaboration, to the greatest extent possible, with  
15 21 other family support programs funded or operated by the state.

15 22 q. Utilization of private party, third party, and medical  
15 23 assistance for reimbursement to defray the costs of services  
15 24 provided by the program to the extent possible.

15 25 3. It is the intent of the general assembly to provide  
15 26 communities with the discretion and authority to redesign  
15 27 existing local programs and services targeted at and assisting  
15 28 families expecting babies and families with children who are  
15 29 newborn through five years of age. The Iowa department of  
15 30 public health, department of human services, department of  
15 31 education, and other state agencies and programs, as  
15 32 appropriate, shall provide technical assistance and support to  
15 33 communities desiring to redesign their local programs and  
15 34 shall facilitate the consolidation of existing state funding  
15 35 appropriated and made available to the community for family  
16 1 support services. Funds which are consolidated in accordance  
16 2 with this subsection shall be used to support the redesigned  
16 3 service delivery system. In redesigning services, communities  
16 4 are encouraged to implement a single uniform family risk  
16 5 assessment mechanism and shall demonstrate the potential for  
16 6 improved outcomes for children and families. Requests by  
16 7 local communities for the redesigning of services shall be  
16 8 submitted to the Iowa department of public health, department  
16 9 of human services, and department of education, and are  
16 10 subject to the approval of the Iowa empowerment board in  
16 11 consultation with the departments, based on the innovation  
16 12 zone principles established in section 8A.2, Code 1997.

16 13 Sec. 36. Section 135B.17, unnumbered paragraph 2, Code  
16 14 2003, is amended to read as follows:

16 15 Provisions of this chapter in conflict with the state  
16 16 building code, as adopted pursuant to section 103A.7, shall  
16 17 not apply where the state building code has been adopted or  
16 18 when the state building code applies throughout the state.

16 19 Sec. 37. Section 135C.28, Code 2003, is amended to read as  
16 20 follows:

16 21 135C.28 CONFLICTING STATUTES.

16 22 Provisions of this chapter in conflict with the state  
16 23 building code, as adopted pursuant to section 103A.7, shall  
16 24 not apply where the state building code has been adopted or  
16 25 when the state building code applies throughout the state.

16 26 Sec. 38. Section 137C.31, Code 2003, is amended to read as  
16 27 follows:

16 28 137C.31 CONFLICTS WITH STATE BUILDING CODE.

16 29 Provisions of the Iowa hotel sanitation code in conflict  
16 30 with the state building code, as adopted pursuant to section  
16 31 103A.7, shall not apply where the state building code has been  
16 32 adopted or when the state building code applies throughout the  
16 33 state.

16 34 Sec. 39. Section 137D.6, Code 2003, is amended to read as  
16 35 follows:

17 1 137D.6 CONFLICTS WITH STATE BUILDING CODE.

17 2 Provisions of this chapter, including standards for home  
17 3 food establishments adopted by the department, in conflict  
17 4 with the state building code, as adopted pursuant to section  
17 5 103A.7, shall not apply where the state building code has been  
17 6 adopted or when the state building code applies throughout the  
17 7 state.

17 8 Sec. 40. Section 137F.16, Code 2003, is amended to read as  
17 9 follows:

17 10 137F.16 CONFLICTS WITH STATE BUILDING CODE.

17 11 Provisions of this chapter in conflict with the state  
17 12 building code, as adopted pursuant to section 103A.7, shall  
17 13 not apply where the state building code has been adopted or  
17 14 when the state building code applies throughout the state.

17 15 Sec. 41. Section 145A.16, subsection 4, Code 2003, is  
17 16 amended to read as follows:

17 17 4. Donations and gifts which may be accepted by the  
17 18 hospital trustees and expended in accordance with the terms of  
17 19 the gift without compliance with the local budget law, chapter  
17 20 24.

17 21 Sec. 42. Section 167.11, unnumbered paragraph 2, Code  
17 22 2003, is amended to read as follows:

17 23 This section shall not apply where the state building code,  
17 24 as adopted pursuant to section 103A.7, has been adopted or  
17 25 when the state building code applies throughout the state.

17 26 Sec. 43. Section 232.71D, subsection 3, paragraph i,  
17 27 subparagraph (5), Code 2003, is amended to read as follows:

17 28 (5) Medical assistance home and community-based services  
17 29 waiver for persons with mental retardation residential program  
17 30 regulated by the department of human services and the  
17 31 department of inspections and appeals.

17 32 Sec. 44. Section 237A.29, subsection 3, paragraph a, Code  
17 33 Supplement 2003, is amended to read as follows:

17 34 a. If a child care provider is subject to sanctions under  
17 35 subsection 2, within five business days of the date the  
18 1 sanctions ~~were~~ are imposed, the provider shall submit to the  
18 2 department the names and addresses of children receiving child  
18 3 care from the provider. The department shall send information  
18 4 to the parents of the children regarding the provider's  
18 5 actions leading to the imposition of the sanctions and the  
18 6 nature of the sanctions imposed.

18 7 Sec. 45. Section 249A.12, subsection 2, Code Supplement  
18 8 2003, is amended to read as follows:

18 9 2. A county shall reimburse the department on a monthly  
18 10 basis for that portion of the cost of assistance provided  
18 11 under this section to a recipient with legal settlement in the  
18 12 county, which is not paid from federal funds, if the  
18 13 recipient's placement has been approved by the appropriate  
18 14 review organization as medically necessary and appropriate.  
18 15 The department's goal for the maximum time period for  
18 16 submission of a claim to a county is not more than sixty days  
18 17 following the submission of the claim by the provider of the  
18 18 service to the department. The department's goal for  
18 19 completion and crediting of a county for cost settlement for  
18 20 the actual costs of a service under a home and community-based  
18 21 services waiver ~~service~~ is within two hundred seventy days of  
18 22 the close of a fiscal year for which cost reports are due from  
18 23 providers. The department shall place all reimbursements from  
18 24 counties in the appropriation for medical assistance, and may  
18 25 use the reimbursed funds in the same manner and for any  
18 26 purpose for which the appropriation for medical assistance may  
18 27 be used.

18 28 Sec. 46. Section 249A.12, subsection 5, paragraph a,  
18 29 unnumbered paragraph 1, Code Supplement 2003, is amended to  
18 30 read as follows:

18 31 The mental health and developmental disabilities commission  
18 32 shall recommend to the department the actions necessary to  
18 33 assist in the transition of individuals being served in an  
18 34 intermediate care facility for persons with mental  
18 35 retardation, who are appropriate for the transition, to  
19 1 services funded under a medical assistance ~~waiver for~~ home and  
19 2 community-based services waiver for persons with mental  
19 3 retardation in a manner which maximizes the use of existing  
19 4 public and private facilities. The actions may include but  
19 5 are not limited to submitting any of the following or a  
19 6 combination of any of the following as a request for a  
19 7 revision of the medical assistance ~~waiver for~~ home and  
19 8 community-based services waiver for persons with mental  
19 9 retardation in effect as of June 30, 1996:

19 10 Sec. 47. Section 249A.12, subsection 5, paragraph a,  
19 11 subparagraph (1), Code Supplement 2003, is amended to read as  
19 12 follows:



19 13 (1) Allow for the transition of intermediate care  
19 14 facilities for persons with mental retardation licensed under  
19 15 chapter 135C as of June 30, 1996, to services funded under the  
19 16 medical assistance ~~waiver for~~ home and community-based  
19 17 services ~~waiver~~ for persons with mental retardation. The  
19 18 request shall be for inclusion of additional persons under the  
19 19 waiver associated with the transition.

19 20 Sec. 48. Section 249A.30, Code 2003, is amended to read as  
19 21 follows:

19 22 249A.30 HOME AND COMMUNITY-BASED SERVICES WAIVER ~~SERVICES~~  
19 23 ~~== SERVICE PROVIDER REIMBURSEMENT.~~

19 24 1. The base reimbursement rate for a provider of services  
19 25 under a medical assistance program home and community-based  
19 26 services waiver for persons with mental retardation shall be  
19 27 recalculated at least every three years to adjust for the  
19 28 changes in costs during the immediately preceding three-year  
19 29 period.

19 30 2. The annual inflation factor used to adjust such a  
19 31 provider's reimbursement rate for a fiscal year shall not  
19 32 exceed the percentage increase in the employment cost index  
19 33 for private industry compensation issued by the federal  
19 34 department of labor, bureau of labor statistics, for the most  
19 35 recently completed calendar year.

20 1 Sec. 49. Section 249H.3, subsections 1 and 4, Code 2003,  
20 2 are amended to read as follows:

20 3 1. "Affordable" means rates for payment of services which  
20 4 do not exceed the rates established for providers of medical  
20 5 and health services under the medical assistance program with  
20 6 eligibility for an individual equal to the eligibility for  
20 7 medical assistance pursuant to section 249A.3. In relation to  
20 8 services provided by a provider of services under a home and  
20 9 community-based services waiver, "affordable" means that the  
20 10 total monthly cost of the services provided under the home and  
20 11 community-based services waiver ~~services provided~~ does not  
20 12 exceed the cost for that level of care as established by rule  
20 13 by the department of human services, pursuant to chapter 17A,  
20 14 in consultation with the department of elder affairs.

20 15 4. "Long-term care alternatives" means those services  
20 16 specified as services under the medical assistance ~~program as~~  
20 17 home and community-based services waiver ~~services~~ for elder  
20 18 persons or adults with disabilities, elder group homes  
20 19 certified under chapter 231B, assisted-living programs  
20 20 certified under chapter 231C, and the PACE program.

20 21 Sec. 50. Section 249H.5, subsection 2, paragraph c,  
20 22 subparagraphs (2) and (3), Code 2003, are amended to read as  
20 23 follows:

20 24 (2) Expenses incurred in administration of medical  
20 25 assistance home and community-based services waivers and the  
20 26 PACE program due to implementation of the senior living trust  
20 27 fund.

20 28 (3) Expenses incurred due to increased service delivery  
20 29 provided under medical assistance home and community-based  
20 30 services waivers as a result of nursing facility conversions  
20 31 and long-term care service development, for the fiscal period  
20 32 beginning July 1, 2000, and ending on or before June 30, 2005.

20 33 Sec. 51. Section 249H.5, subsection 2, paragraph e, Code  
20 34 2003, is amended to read as follows:

20 35 e. To the department of human services an amount  
21 1 necessary, annually, for additional expenses incurred relative  
21 2 to implementation of the senior living program in assisting  
21 3 home and community-based services waiver consumers with rent  
21 4 expenses pursuant to the state supplementary assistance  
21 5 program.

21 6 Sec. 52. Section 255.13, Code Supplement 2003, is amended  
21 7 to read as follows:

21 8 255.13 ATTENDANT == PHYSICIAN == COMPENSATION.

21 9 If the physician appointed to examine the patient certifies  
21 10 that an attendant is needed to accompany the patient to the  
21 11 hospital ~~is necessary~~, and the university hospital attendant  
21 12 and ambulance service is not available, the county general  
21 13 assistance director may appoint an attendant who shall receive  
21 14 not exceeding two dollars per day for the time thus  
21 15 necessarily employed and actual necessary ~~traveling~~ expenses  
21 16 for travel by the most feasible route to the hospital whether  
21 17 by ambulance, train, or automobile; but if such appointee is a  
21 18 relative of the patient or a member of the patient's immediate  
21 19 family, or receives a salary or other compensation from the  
21 20 public for the appointee's services, no such per diem  
21 21 compensation shall be paid. The physician appointed to make  
21 22 the examination and report shall receive three dollars for  
21 23 each examination and report so made and the physician's actual

21 24 necessary expenses incurred in making such examination, but if  
21 25 the physician receives a salary or other compensation from the  
21 26 public for the physician's full-time services, no such  
21 27 examination fee shall be paid. The actual, necessary expenses  
21 28 of transporting and caring for the patient shall be paid as  
21 29 provided in this chapter.

21 30 Sec. 53. Section 256A.3, subsection 7, Code Supplement  
21 31 2003, is amended to read as follows:

21 32 7. Encourage the establishment of regional councils  
21 33 designed to facilitate the development on a regional basis of  
21 34 programs for at-risk ~~three-year~~ three-year-old and at-risk  
21 35 four-year-old children.

22 1 Sec. 54. Section 260C.14, subsection 20, unnumbered  
22 2 paragraph 1, Code Supplement 2003, is amended to read as  
22 3 follows:

22 4 Adopt a policy to offer not less than the following options  
22 5 to a student who is a member of the Iowa national guard or  
22 6 reserve forces of the United States and who is ordered to  
22 7 ~~active~~ state military service or federal service or duty:

22 8 Sec. 55. Section 260C.18, subsection 6, Code 2003, is  
22 9 amended to read as follows:

22 10 6. Donations and gifts which may be accepted by the  
22 11 governing board and expended in accordance with the terms of  
22 12 the gift without compliance with the local budget law, chapter  
22 13 24.

22 14 Sec. 56. Section 261.9, subsection 1, paragraph g,  
22 15 unnumbered paragraph 1, Code Supplement 2003, is amended to  
22 16 read as follows:

22 17 Adopts a policy to offer not less than the following  
22 18 options to a student who is a member of the Iowa national  
22 19 guard or reserve forces of the United States and who is  
22 20 ordered to ~~active~~ state military service or federal service or  
22 21 duty:

22 22 Sec. 57. Section 262.9, subsection 29, unnumbered  
22 23 paragraph 1, Code Supplement 2003, is amended to read as  
22 24 follows:

22 25 Direct the institutions of higher education under its  
22 26 control to adopt a policy to offer not less than the following  
22 27 options to a student who is a member of the Iowa national  
22 28 guard or reserve forces of the United States and who is  
22 29 ordered to ~~active~~ state military service or federal service or  
22 30 duty:

22 31 Sec. 58. Section 285.10, subsection 7, paragraph b, Code  
22 32 Supplement 2003, is amended to read as follows:

22 33 b. ~~May purchase~~ By purchasing buses and ~~enter~~ entering  
22 34 into contracts to pay for such buses over a five-year period  
22 35 as follows: one-fourth of the cost when the bus is delivered  
23 1 and the balance in equal annual installments, plus simple  
23 2 interest due. The interest rate shall be the lowest rate  
23 3 available and shall not exceed the rate in effect under  
23 4 section 74A.2. The bus shall serve as security for balance  
23 5 due. Competitive bids on comparable equipment shall be  
23 6 requested on all school bus purchases and shall be based upon  
23 7 minimum construction standards established by the department  
23 8 of education. Bids shall be requested unless the bus is a  
23 9 used or demonstrator bus.

23 10 Sec. 59. Section 292.4, Code Supplement 2003, is amended  
23 11 to read as follows:

23 12 292.4 APPROPRIATION.

23 13 There is appropriated from the general fund of the state  
23 14 from moneys credited to the general fund of the state as a  
23 15 result of the state entering into the streamlined sales and  
23 16 use tax agreement to the secure an advanced vision for  
23 17 education fund created in section 422E.3A, the sum of five  
23 18 million dollars for each fiscal year of the fiscal period  
23 19 beginning July 1, 2004, and ending June 30, 2014. The  
23 20 appropriation in this section shall be made after the  
23 21 appropriation from the same source to the grow Iowa values  
23 22 fund created in ~~2003 Iowa Acts, First Extraordinary Session,~~  
23 23 ~~chapter 1, or another Act~~ section 15G.108. For purposes of  
23 24 this section, "moneys credited to the general fund of the  
23 25 state as a result of entering into the streamlined sales and  
23 26 use tax agreement" means the amount of sales and use tax  
23 27 receipts credited to the general fund of the state during a  
23 28 fiscal year that exceeds by two percent or more the total  
23 29 sales and use tax receipts credited to the general fund of the  
23 30 state during the previous fiscal year.

23 31 Sec. 60. Section 305.9, subsection 1, paragraph k, Code  
23 32 Supplement 2003, is amended to read as follows:

23 33 k. Manage the state archives and develop operating  
23 34 procedures for the transfer, accessioning accession,

23 35 arrangement, description, preservation, protection, and public  
 24 1 access of those records the commission identifies as having  
 24 2 permanent value.  
 24 3 Sec. 61. Section 322B.2, subsection 8, Code 2003, is  
 24 4 amended to read as follows:  
 24 5 8. "Modular home" means a factory-built structure which is  
 24 6 manufactured to be used as a place of human habitation, is  
 24 7 constructed to comply with the Iowa state building code for  
 24 8 modular factory-built structures, as adopted pursuant to  
 24 9 section 103A.7, and displays a seal issued by the state  
 24 10 building code commissioner.  
 24 11 Sec. 62. Section 322F.1, subsection 1, Code Supplement  
 24 12 2003, is amended to read as follows:  
 24 13 1. "Agricultural equipment" means a device, part of a  
 24 14 device, or an attachment ~~of to~~ a device designed to be  
 24 15 principally used for an agricultural purpose. "Agricultural  
 24 16 equipment" includes but is not limited to equipment associated  
 24 17 with livestock or crop production, horticulture, or  
 24 18 floriculture. "Agricultural equipment" includes but is not  
 24 19 limited to tractors; trailers; combines; tillage, planting,  
 24 20 and cultivating implements; ~~bailers balers~~; irrigation  
 24 21 implements; and all-terrain vehicles.  
 24 22 Sec. 63. Section 322F.7, subsection 7, paragraph a,  
 24 23 subparagraph (1), Code Supplement 2003, is amended to read as  
 24 24 follows:  
 24 25 (1) For a dealership agreement governing equipment other  
 24 26 than outdoor power equipment, takes action terminating,  
 24 27 canceling, or failing to renew the dealership agreement, or  
 24 28 substantially changes the competitive circumstances intended  
 24 29 by the dealership agreement, due to the results of conditions  
 24 30 beyond the dealer's control, including drought, flood, labor  
 24 31 disputes, or economic recession.  
 24 32 Sec. 64. Section 331.440A, subsection 6, paragraph c,  
 24 33 subparagraph (1), Code 2003, is amended to read as follows:  
 24 34 (1) State and federal medical assistance funding for  
 24 35 services under a home and community-based ~~waiver~~ services  
 25 1 waiver to persons with mental retardation.  
 25 2 Sec. 65. Section 384.38, subsection 2, Code 2003, is  
 25 3 amended to read as follows:  
 25 4 2. Upon petition as provided in section 384.41, subsection  
 25 5 1, a city may assess to private property affected by public  
 25 6 improvements within three miles of the city's boundaries the  
 25 7 cost of construction and repair of public improvements within  
 25 8 that area. The right-of-way of a railway company shall not be  
 25 9 assessed unless the company joins as a petitioner for said  
 25 10 improvements. In the petition the property owners shall waive  
 25 11 the limitation provided in section 384.62 that an assessment  
 25 12 ~~may shall~~ not exceed twenty-five percent of the value of the  
 25 13 lot. The petition shall contain a statement that the owners  
 25 14 agree to pay the city an amount equal to five percent of the  
 25 15 cost of the improvements, to cover administrative expenses  
 25 16 incurred by the city. This amount may be added to the cost of  
 25 17 the improvements. Before the council may adopt the resolution  
 25 18 of necessity, the preliminary resolution, preliminary plans  
 25 19 and specifications, plat, schedule, and estimate of cost must  
 25 20 be submitted to, and receive written approval from, the board  
 25 21 of supervisors of any county which contains part of the  
 25 22 property, and the city development board established in  
 25 23 section 368.9.  
 25 24 Sec. 66. Section 422.7, subsection 38, Code Supplement  
 25 25 2003, is amended to read as follows:  
 25 26 38. Subtract, to the extent not otherwise excluded, the  
 25 27 amount of withdrawals from qualified retirement plan accounts  
 25 28 made during the tax year if the taxpayer or taxpayer's spouse  
 25 29 is a member of the Iowa national guard or reserve forces of  
 25 30 the United States who is ordered to ~~active~~ state military  
 25 31 service or federal service or duty. In addition, a penalty  
 25 32 for such withdrawals shall not be assessed by the state.  
 25 33 Sec. 67. Section 422.42, subsection 4, Code 2003, is  
 25 34 amended to read as follows:  
 25 35 4. "Farm deer" means the same as defined in section ~~189A.2~~  
 26 1 170.1.  
 26 2 Sec. 68. Section 422E.3A, subsection 2, paragraph b,  
 26 3 subparagraph (3), Code Supplement 2003, is amended to read as  
 26 4 follows:  
 26 5 (3) A school district that is located in whole or in part  
 26 6 in a county that voted on and approved the continuation of the  
 26 7 local sales and services tax for school infrastructure  
 26 8 purposes on or after April 1, 2003, ~~the local sales and~~  
 26 9 ~~services tax for school infrastructure purposes~~ shall receive  
 26 10 an amount equal to its pro rata share of the local sales and

26 11 services tax receipts as provided in section 422E.3,  
26 12 subsection 5, paragraph "d", not to exceed its guaranteed  
26 13 school infrastructure amount. However, if the school  
26 14 district's pro rata share is less than its guaranteed school  
26 15 infrastructure amount, the district shall receive an  
26 16 additional amount equal to its supplemental school  
26 17 infrastructure amount.

26 18 Sec. 69. Section 422E.5, subsection 3, Code 2003, is  
26 19 amended to read as follows:

26 20 3. Top priority in awarding program grants shall be the  
26 21 making of school infrastructure improvements relating to fire  
26 22 and personal safety. School districts eligible for program  
26 23 grants shall have received an order or citation from the state  
26 24 fire marshal, or a fire department chief or fire prevention  
26 25 officer, for one or more fire safety violations regarding a  
26 26 school facility, or in the opinion of the state fire marshal  
26 27 shall be regarded as operating facilities subject to  
26 28 significant fire safety deficiencies. Grant awards shall also  
26 29 be available for defects or violations of the state building  
26 30 code, as adopted pursuant to section 103A.7, revealed during  
26 31 an inspection of school facilities by a local building  
26 32 department, or for improvements consistent with the standards  
26 33 and specifications contained in the state building code  
26 34 regarding ensuring that buildings and facilities are  
26 35 accessible to and functional for persons with disabilities.  
27 1 The school budget review committee shall allocate program  
27 2 funds to school districts which, in its discretion, are  
27 3 determined to be faced with the most severe deficiencies.  
27 4 School districts applying for program grants shall have  
27 5 developed and submitted to the state fire marshal or local  
27 6 building department a written plan to remedy fire or safety  
27 7 defects within a specified time frame. Approval of the  
27 8 written plan by the state fire marshal or local building  
27 9 department shall be obtained prior to receipt of a grant award  
27 10 by a school district.

27 11 Sec. 70. Section 426A.7, Code Supplement 2003, is amended  
27 12 to read as follows:

27 13 426A.7 FORMS == RULES.

27 14 The director of revenue shall prescribe the form for the  
27 15 making of a verified statement and designation of property  
27 16 eligible for military service tax exemption, and the form for  
27 17 the supporting affidavits required herein, and such other  
27 18 forms as may be necessary for the proper administration of  
27 19 this chapter. ~~As soon as practicable after the effective date~~  
~~27 20 of this chapter, and from From time to time thereafter as~~  
27 21 necessary, the department of revenue shall forward to the  
27 22 county auditors of the several counties of the state, such  
27 23 prescribed sample forms. The director of revenue shall have  
27 24 the power and authority to prescribe rules, not inconsistent  
27 25 with the provisions of this chapter, necessary to carry out  
27 26 and effectuate its purposes.

27 27 Sec. 71. Section 435.1, subsection 7, Code 2003, is  
27 28 amended to read as follows:

27 29 7. "Modular home" means a factory-built structure which is  
27 30 manufactured to be used as a place of human habitation, is  
27 31 constructed to comply with the Iowa state building code for  
27 32 modular factory-built structures, as adopted pursuant to  
~~27 33 section 103A.7~~, and must display the seal issued by the state  
27 34 building code commissioner. If a modular home is placed in a  
27 35 manufactured home community or mobile home park, the home is  
28 1 subject to the annual tax as required by section 435.22. If a  
28 2 modular home is placed outside a manufactured home community  
28 3 or a mobile home park, the home shall be considered real  
28 4 property and is to be assessed and taxed as real estate.

28 5 Sec. 72. Section 441.23, Code Supplement 2003, is amended  
28 6 to read as follows:

28 7 441.23 NOTICE OF VALUATION.

28 8 If there has been an increase or decrease in the valuation  
28 9 of the property, or upon the written request of the person  
28 10 assessed, the assessor shall, at the time of making the  
28 11 assessment, inform the person assessed, in writing, of the  
28 12 valuation put upon the taxpayer's property, and notify the  
28 13 person, that if the person feels aggrieved, to appear before  
28 14 the board of review and show why the assessment should be  
28 15 changed. However, if the valuation of a class of property is  
28 16 uniformly decreased, the assessor may notify the affected  
28 17 property owners by publication in the official newspapers of  
28 18 the county. The owners of real property shall be notified not  
28 19 later than April 15 of any adjustment of the real property  
28 20 assessment.

28 21 Sec. 73. Section 453D.5, subsection 3, Code Supplement

28 22 2003, is amended to read as follows:

28 23 3. The attorney general may require at any time from a  
28 24 nonparticipating manufacturer proof from the financial  
28 25 institution in which the ~~nonparticipatory nonparticipating~~  
28 26 manufacturer has established a qualified escrow fund for the  
28 27 purpose of compliance with chapter 453C, of the amount of  
28 28 money in the qualified escrow fund, exclusive of interest, the  
28 29 amount and date of each deposit into the qualified escrow  
28 30 fund, and the amount and date of each withdrawal from the  
28 31 qualified escrow fund.

28 32 Sec. 74. Section 455B.172, subsection 5, unnumbered  
28 33 paragraph 2, Code 2003, is amended to read as follows:

28 34 The department shall by rule adopt standards for the  
28 35 commercial cleaning of private sewage disposal facilities,  
29 1 including but not limited to septic tanks and pits used to  
29 2 collect waste in livestock confinement structures, and for the  
29 3 disposal of waste from the facilities. The standards shall  
29 4 not be in conflict with the state building code adopted  
29 5 pursuant to section 103A.7. A person shall not commercially

29 6 clean such facilities or dispose of waste from such facilities  
29 7 unless the person has been issued a license by the department.  
29 8 The department shall be exclusively responsible for adopting  
29 9 the standards and issuing licenses. However, county boards of  
29 10 health shall enforce the standards and licensing requirements  
29 11 established by the department. Application for the license  
29 12 shall be made in the manner provided by the department.  
29 13 Licenses expire one year from the date of issue unless revoked  
29 14 and may be renewed in the manner provided by the department.  
29 15 The license or license renewal fee is twenty-five dollars. A  
29 16 person violating this section or the rules adopted pursuant to  
29 17 this section, is subject to a civil penalty of not more than  
29 18 twenty-five dollars. Each day that a violation continues  
29 19 constitutes a separate offense. However, the total civil  
29 20 penalty shall not exceed five hundred dollars per year. The  
29 21 penalty shall be assessed for a violation occurring ten days  
29 22 following written notice of the violation delivered to the  
29 23 person by the department or a county board of health. Moneys  
29 24 collected by the department or a county board of health from  
29 25 the imposition of civil penalties shall be deposited in the  
29 26 general fund of the state.

29 27 Sec. 75. Section 455D.19, subsection 4, unnumbered  
29 28 paragraph 2, Code 2003, is amended to read as follows:

29 29 Concentration levels of lead, cadmium, mercury, and  
29 30 hexavalent chromium shall be determined using ASTM (American  
29 31 standard of society for testing and materials) international  
29 32 test methods, as revised, or United States environmental  
29 33 protection agency test methods for evaluating solid waste, S=W  
29 34 846, as revised.

29 35 Sec. 76. Section 455H.204, subsection 2, paragraph d, Code  
30 1 2003, is amended to read as follows:

30 2 d. Risk-based corrective action assessment principles  
30 3 which identify risks presented to the public health and safety  
30 4 or the environment by each released hazardous substance in a  
30 5 manner that will protect the public health and safety or the  
30 6 environment using a tiered procedure consistent with the ASTM  
30 7 (American society for testing of materials- and materials)  
30 8 international standards applied to nonpetroleum and petroleum  
30 9 hazardous substances.

30 10 Sec. 77. Section 459.102, subsection 12, paragraph a, Code  
30 11 Supplement 2003, is amended to read as follows:

30 12 a. A manager of a commercial manure service. As used in  
30 13 this paragraph a "manager" is a person who is actively  
30 14 involved in the operation of a commercial manure service and  
30 15 takes an important part in making management decisions  
30 16 substantially contributing to or affecting the success of the  
30 17 commercial manure service.

30 18 Sec. 78. Section 459.401, subsection 2, paragraph a,  
30 19 subparagraph (3), Code Supplement 2003, is amended to read as  
30 20 follows:

30 21 (3) Educational program fees required to be paid by  
30 22 commercial manure service representatives or confinement site  
30 23 manure applicators pursuant to section 459.400.

30 24 Sec. 79. Section 496C.16, Code Supplement 2003, is amended  
30 25 to read as follows:

30 26 496C.16 MANAGEMENT.

30 27 All directors of a professional corporation and all  
30 28 officers of a professional corporation, except assistant  
30 29 officers, shall at all times be individuals who are licensed  
30 30 to practice in this state a profession which the corporation  
30 31 is authorized to practice. However, upon the occurrence of  
30 32 any event that requires the corporation either to be dissolved

30 33 or to elect to adopt the provisions of the Iowa business  
30 34 corporation Act, chapter 490, as provided in section 496C.19,  
30 35 provided the corporation ceases to practice the profession  
31 1 that the corporation is authorized to practice, as provided in  
31 2 section 496C.19, then individuals who are not licensed to  
31 3 practice in this state a profession that the corporation is  
31 4 authorized to practice may be appointed as officers and  
31 5 directors for the sole purpose of carrying out the dissolution  
31 6 of the corporation or, if applicable, the voluntary election  
31 7 of the corporation to adopt the provisions of the Iowa  
31 8 business corporation Act, as provided in section 496C.19.

31 9 Sec. 80. Section 497.33, Code Supplement 2003, is amended  
31 10 to read as follows:

31 11 497.33 PERSONAL LIABILITY.

31 12 Except as otherwise provided in this chapter, a director,  
31 13 officer, employee, or member of the corporation is not liable  
31 14 on the corporation's debts or obligations and a director,  
31 15 officer, member, or other volunteer is not personally liable  
31 16 in that capacity, for a claim based upon any action taken, or  
31 17 any failure to take action in the discharge of the person's  
31 18 duties, except for the amount of a financial benefit received  
31 19 by the person to which the person is not entitled, an  
31 20 intentional infliction of harm on the association corporation  
31 21 or its members, or an intentional violation of criminal law.

31 22 Sec. 81. Section 499B.3, unnumbered paragraph 2, Code  
31 23 2003, is amended to read as follows:

31 24 If the declaration is to convert an existing structure, the  
31 25 declarant shall file the declaration of the horizontal  
31 26 property regime with the city in which the regime is located  
31 27 or with the county if not located within a city at least sixty  
31 28 days before being recorded in the office of the county  
31 29 recorder to enable the city or county, as applicable, to  
31 30 establish that the converted structure meets appropriate  
31 31 building code requirements as provided in section 499B.20.

31 32 However, if the city or county, as applicable, does not have a  
31 33 building code, the declarant shall file the declaration with  
31 34 the state building code commissioner instead of the applicable  
31 35 city or county at least sixty days before the recording of the  
32 1 declaration to enable the commissioner to establish that the  
32 2 converted structure meets the state building code, as adopted  
32 3 pursuant to section 103A.7.

32 4 Sec. 82. Section 499B.20, Code 2003, is amended to read as  
32 5 follows:

32 6 499B.20 CONVERSIONS TO MEET BUILDING CODES.

32 7 After April 25, 2000, an existing structure shall not be  
32 8 converted to a horizontal property regime unless the converted  
32 9 structure meets local city or county, as applicable, building  
32 10 code requirements in effect on the date of conversion or the  
32 11 state building code requirements, as adopted pursuant to  
32 12 section 103A.7, if the local city or county does not have a

32 13 building code. For purposes of this section, if the structure  
32 14 is located in a city, the city building code applies and if  
32 15 the structure is located in the unincorporated area of the  
32 16 county, the county building code applies.

32 17 Sec. 83. Section 504A.29, subsection 1, Code 2003, is  
32 18 amended to read as follows:

32 19 1. The name of the corporation and the chapter of the Code  
32 20 or ~~session laws~~ Iowa Acts under which incorporated.

32 21 Sec. 84. Section 504A.39, subsection 4, paragraph e, Code  
32 22 2003, is amended to read as follows:

32 23 e. Any other provisions, not inconsistent with law or the  
32 24 purposes which the corporation is authorized to pursue, which  
32 25 are to be set forth in articles of incorporation; except that  
32 26 it shall not be necessary to set forth in the restated  
32 27 articles of incorporation any of the corporate powers  
32 28 enumerated in this chapter nor any statement with respect to  
32 29 the chapter of the Code or ~~session laws~~ Iowa Acts under which  
32 30 the corporation was incorporated, its registered office,  
32 31 registered agent, directors, or incorporators, or the date on  
32 32 which its corporate existence began.

32 33 Sec. 85. Section 504C.1, subsection 3, paragraph a, Code  
32 34 2003, is amended to read as follows:

32 35 a. Design, modify, or construct a specific housing  
33 1 facility to provide appropriate services and support to the  
33 2 residents of the specific housing facility. Local  
33 3 requirements shall not be more restrictive than the rules  
33 4 adopted for a family home, as defined in section 335.25 or  
33 5 414.22, and the state building code requirements for single=  
33 6 family or multiple=family housing, as adopted pursuant to  
33 7 section 103A.7.

33 8 Sec. 86. Section 508.31A, subsection 2, paragraph a,

33 9 subparagraph (2), subparagraph subdivision (b), Code  
33 10 Supplement 2003, is amended to read as follows:  
33 11 (b) Activities of an organization exempt from taxation  
33 12 pursuant to section ~~501c~~ 501(c) of the Internal Revenue Code,  
33 13 or any similar organization in any foreign country.  
33 14 Sec. 87. Section 514.2, Code Supplement 2003, is amended  
33 15 to read as follows:  
33 16 514.2 INCORPORATION.  
33 17 Persons desiring to form a nonprofit hospital service  
33 18 corporation, or a nonprofit medical service corporation, or a  
33 19 nonprofit pharmaceutical or optometric service corporation  
33 20 shall ~~incorporate~~ have been incorporated under the provisions  
33 21 of chapter 504, Code 1989, or shall incorporate under the  
33 22 provisions of chapter 504A, as supplemented and amended herein  
33 23 and any acts amendatory thereof.  
33 24 Sec. 88. Section 533C.202, subsection 2, paragraph e, Code  
33 25 Supplement 2003, is amended to read as follows:  
33 26 e. A list of other states in which the applicant is  
33 27 licensed to engage in money transmission or provide other  
33 28 money services and of any license revocations, suspensions, or  
33 29 other disciplinary action taken against the applicant in  
33 30 another state.  
33 31 Sec. 89. Section 533C.301, subsection 1, unnumbered  
33 32 paragraph 1, Code Supplement 2003, is amended to read as  
33 33 follows:  
33 34 A person shall not engage in currency exchange or  
33 35 advertise, solicit, or hold itself out as providing currency  
34 1 exchange for which the person receives revenues equal to or  
34 2 greater than five percent of total revenues unless the person:  
34 3 Sec. 90. Section 544A.28, unnumbered paragraph 4, Code  
34 4 2003, is amended to read as follows:  
34 5 A public official charged with the enforcement of the state  
34 6 building code, as adopted pursuant to section 103A.7, or a  
34 7 municipal or county building code, shall not accept or approve  
34 8 any technical submissions involving the practice of  
34 9 architecture unless the technical submissions have been  
34 10 stamped with the architect's seal as required by this section  
34 11 or unless the applicant has certified on the technical  
34 12 submission to the applicability of a specific exception under  
34 13 section 544A.18 permitting the preparation of technical  
34 14 submissions by a person not registered under this chapter. A  
34 15 building permit issued with respect to technical submissions  
34 16 which do not conform to the requirements of this section is  
34 17 invalid.  
34 18 Sec. 91. Section 554.10105, unnumbered paragraph 1, Code  
34 19 2003, is amended to read as follows:  
34 20 The secretary of state, the secretary's employees or  
34 21 agents, are hereby exempted from all personal liability as a  
34 22 result of errors or omissions in the performance of any duty  
34 23 required by the Uniform Commercial Code, as provided in this  
34 24 chapter 554, except in cases of willful negligence.  
34 25 Sec. 92. Section 570A.5, unnumbered paragraph 1, Code  
34 26 Supplement 2003, is amended to read as follows:  
34 27 Except as provided in this section, an agricultural supply  
34 28 ~~dealer's dealer~~ lien that is effective or perfected as  
34 29 provided in section 570A.4 shall be subject to the rules of  
34 30 priority as provided in section 554.9322. For an agricultural  
34 31 supply ~~dealer's dealer~~ lien that is perfected under section  
34 32 570A.4, all of the following shall apply:  
34 33 Sec. 93. Section 570A.5, subsections 1 and 2, Code  
34 34 Supplement 2003, are amended to read as follows:  
34 35 1. The lien shall have priority over a lien or security  
35 1 interest that applies subsequent to the time that the  
35 2 agricultural supply ~~dealer's dealer~~ lien is perfected.  
35 3 2. Except as provided in section 570A.2, subsection 3, the  
35 4 lien shall have equal priority to a lien or security interest  
35 5 which is perfected prior to the time that the agricultural  
35 6 supply ~~dealer's dealer~~ lien is perfected. However, a  
35 7 landlord's lien that is perfected pursuant to section 570.1  
35 8 shall have priority over a conflicting agricultural supply  
35 9 ~~dealer's dealer~~ lien as provided in section 570.1, and a  
35 10 harvester's lien that is perfected pursuant to section 571.3  
35 11 shall have priority over a conflicting agricultural supply  
35 12 ~~dealer's dealer~~ lien as provided in section 571.3A.  
35 13 Sec. 94. Section 570A.6, Code Supplement 2003, is amended  
35 14 to read as follows:  
35 15 570A.6 ENFORCEMENT OF LIEN.  
35 16 An agricultural supply dealer may enforce an agricultural  
35 17 supply ~~dealer's dealer~~ lien in the manner provided for  
35 18 agricultural liens pursuant to chapter 554, article 9, part 6.  
35 19 Sec. 95. Section 591.17, unnumbered paragraph 1, Code

35 20 2003, is amended to read as follows:

35 21 In all instances where corporations not for pecuniary  
35 22 profit have heretofore adopted renewal articles of  
35 23 incorporation or articles of reincorporation and there has  
35 24 been a failure to set forth therein the time of the annual  
35 25 meeting or the time of the annual meeting of the trustees or  
35 26 directors and such renewal articles of incorporation or  
35 27 articles of reincorporation are otherwise complete and in  
35 28 compliance with the law as set forth in section 504.1, Code  
35 29 1989, such renewal articles of incorporation or articles of  
35 30 reincorporation are hereby legalized and validated and shall  
35 31 be held to have the same force and effect as though all of  
35 32 such provisions had been complied with in all respects.

35 33 Sec. 96. Section 598B.106, Code 2003, is amended to read  
35 34 as follows:

35 35 598B.106 EFFECT OF CHILD=CUSTODY DETERMINATION.

36 1 A child=custody determination made by a court of this state  
36 2 that had ~~jurisdiction~~ jurisdiction under this chapter binds  
36 3 all persons who have been served in accordance with the laws  
36 4 of this state, or notified in accordance with section  
36 5 598B.108, or who have submitted to the jurisdiction of the  
36 6 court, and who have been given an opportunity to be heard. As  
36 7 to those persons, the determination is conclusive as to all  
36 8 decided issues of law and fact except to the extent the  
36 9 determination is modified.

36 10 Sec. 97. Section 602.11112, Code 2003, is amended to read  
36 11 as follows:

36 12 602.11112 FIFTH JUDICIAL ELECTION DISTRICT.

36 13 The provisions of section 602.6109, Code 2003, relating to  
36 14 the division of the fifth judicial district into judicial  
36 15 election districts 5A, 5B, and 5C take effect January 1, 1985.

36 16 Sec. 98. Section 602.11115, subsection 3, Code Supplement  
36 17 2003, is amended to read as follows:

36 18 3. To commence coverage under the judicial retirement  
36 19 system pursuant to article 9, part 1, retroactive to the date  
36 20 the district associate judge became a district associate judge  
36 21 or a full=time judicial magistrate, whichever was earlier, and  
36 22 to cease to be a member of the Iowa public employees'  
36 23 retirement system, effective July 1, 1984. The department of  
36 24 ~~administrative services personnel~~ shall transmit by January 1,  
36 25 1985, to the state court administrator for deposit in the  
36 26 judicial retirement fund the district associate judge's  
36 27 accumulated contributions as defined in section 97B.1A,  
36 28 subsection 2 for the judge's period of membership service as a  
36 29 district associate judge or full=time judicial magistrate, or  
36 30 both. Before July 1, 1986, or at retirement previous to that  
36 31 date, a district associate judge who becomes a member of the  
36 32 judicial retirement system pursuant to this subsection shall  
36 33 contribute to the judicial retirement fund an amount equal to  
36 34 the difference between four percent of the district associate  
36 35 judge's total basic salary for the entire period of service  
37 1 before July 1, 1984, as a district associate judge or judicial  
37 2 magistrate, or both, and the district associate judge's  
37 3 accumulated contributions transmitted by the department of  
37 4 ~~administrative services personnel~~ to the state court  
37 5 administrator pursuant to this subsection. The district  
37 6 associate judge's contribution shall not be limited to the  
37 7 amount specified in section 602.9104, subsection 1. The state  
37 8 court administrator shall credit a district associate judge  
37 9 with service under the judicial retirement system for the  
37 10 period of service for which contributions at the four percent  
37 11 level are made.

37 12 Sec. 99. Section 633.707, subsection 3, Code 2003, is  
37 13 amended to read as follows:

37 14 3. "Institutionalized individual" means an individual  
37 15 receiving nursing facility services, a level of care in any  
37 16 institution equivalent to nursing facility services, or home  
37 17 and community-based services under the medical assistance home  
37 18 and community-based services waiver program.

37 19 Sec. 100. Section 633.709, subsection 3, paragraphs a, b,  
37 20 c, and e, Code 2003, are amended to read as follows:

37 21 a. For a beneficiary who meets the medical assistance  
37 22 level of care requirements for services in an intermediate  
37 23 care facility for persons with mental retardation and who  
37 24 either resides in an intermediate care facility for persons  
37 25 with mental retardation or is eligible for services under the  
37 26 medical assistance home and community-based services waiver  
37 27 ~~services~~ except that the beneficiary's income exceeds the  
37 28 allowable maximum, the applicable rate is the maximum monthly  
37 29 medical assistance payment rate for services in an  
37 30 intermediate care facility for persons with mental



37 31 retardation.

37 32 b. For a beneficiary who meets the medical assistance

37 33 level of care requirements for hospital-based, ~~medicare=~~

~~37 34 certified Medicare-certified~~, skilled nursing facility care

37 35 and who either resides in a hospital-based, ~~medicare-certified~~

38 1 ~~Medicare-certified~~, skilled nursing facility or is eligible

38 2 for services under the medical assistance home and community=

38 3 based services waiver ~~services~~ except that the beneficiary's

38 4 income exceeds the allowable maximum, the applicable rate is

38 5 the statewide average charge to private-pay patients for

38 6 hospital-based, ~~MEDICARE-certified Medicare-certified~~, skilled

38 7 nursing facility care.

38 8 c. For a beneficiary who meets the medical assistance

38 9 level of care requirements for nonhospital-based, Medicare=

38 10 certified, skilled nursing facility care and who either

38 11 resides in a nonhospital-based, Medicare-certified, skilled

38 12 nursing facility or is eligible for services under the medical

38 13 assistance home and community-based services waiver ~~services~~

38 14 except that the beneficiary's income exceeds the allowable

38 15 maximum, the applicable rate is the statewide average charge

38 16 to private-pay patients for nonhospital-based, Medicare=

38 17 certified, skilled nursing facility care.

38 18 e. For a beneficiary who meets the medical assistance

38 19 level of care requirements for services in a state mental

38 20 health institute and who either resides in a state mental

38 21 health institute or is eligible for services under a medical

38 22 assistance home and community-based services waiver ~~services~~

38 23 except that the beneficiary's income exceeds the allowable

38 24 maximum, the applicable rate is the statewide average charge

38 25 for state mental health institute care.

38 26 Sec. 101. Section 669.14, subsection 5, Code Supplement

38 27 2003, is amended to read as follows:

38 28 5. Any claim by an employee of the state which is covered

38 29 by the Iowa workers' compensation law or the Iowa occupational

38 30 disease law, chapter 85A.

38 31 Sec. 102. Section 709.15, subsection 1, paragraph g, Code

38 32 Supplement 2003, is amended to read as follows:

38 33 g. "Student" means a person who is currently enrolled in

38 34 or attending a public or nonpublic elementary or secondary

38 35 school, or who was a student enrolled in or who attended a

39 1 public or nonpublic elementary or secondary school within

39 2 thirty days of any violation of subsection 3.

39 3 Sec. 103. 2003 Iowa Acts, chapter 91, section 10, the

39 4 portion of which amends section 508.38, subsection 11, Code

39 5 2003, is amended to read as follows:

39 6 11. After the effective date of this section of this Act,

39 7 a company may elect either to apply the provisions of this

39 8 section as it existed prior to the effective date of this

39 9 section of this Act or to apply the provisions of this section

39 10 as enacted by this Act to annuity contracts on a contract

39 11 form-by-form basis before the second anniversary of the

39 12 effective date of this section of this Act. In all other

39 13 instances, this section shall become operative with respect to

39 14 annuity contracts issued by the company two years after the

39 15 effective date of this section of this Act.

39 16 Sec. 104. 2003 Iowa Acts, chapter 143, section 17,

39 17 subsection 2, is amended to read as follows:

39 18 2. The section of this Act amending section 123.183 and

39 19 relating to the deposit of revenue collected from the wine

39 20 gallonage tax in the grape and wine development fund is

39 21 retroactively applicable to July 1, 2002. The revenue

39 22 collected during the fiscal year beginning on July 1, 2002,

39 23 and ending on June 30, 2003, from the wine gallonage tax on

39 24 wine imported into this state at wholesale and sold in this

39 25 state at wholesale as provided in section 123.183 that is in

39 26 excess of the revenue collected from such tax during the

39 27 fiscal year beginning July 1, 2001, and ending on June 30,

39 28 2002, shall be deposited in the grape and wine development

39 29 fund as created in section ~~175.5~~ 175A.5. However, not more

39 30 than seventy-five thousand dollars from such tax shall be

39 31 deposited into the fund.

39 32 Sec. 105. Section 423.3, subsection 33, as enacted by 2003

39 33 Iowa Acts, 1st Extraordinary Session, chapter 2, section 96,

39 34 is amended to read as follows:

39 35 33. The sales price of mementos and other items relating

40 1 to Iowa history and historic sites, the general assembly, and

40 2 the state capitol, sold by the legislative ~~service bureau~~

40 3 services agency and its legislative information office on the

40 4 premises of property under the control of the legislative

40 5 council, at the state capitol, and on other state property.

40 6 Sec. 106. CODE EDITOR DIRECTIVE == ASTM INTERNATIONAL.

40 7 The Code editor is directed to change references to the  
40 8 American society for testing and materials to references to  
40 9 ASTM international in the following Code and Code supplement  
40 10 sections, and in any other Code sections amended or enacted  
40 11 during the 80th General Assembly, second session, or during  
40 12 prior sessions of the General Assembly, consistent with the  
40 13 reference changes made relating to the same organization in  
40 14 this Act: 159A.2, 214A.1, 214A.2, 359A.18, 452A.2, 455B.173,  
40 15 455B.474, 455D.19, and 459.307.  
40 16 Sec. 107. EFFECTIVE DATE AND RETROACTIVE APPLICABILITY.  
40 17 The section of this Act amending 2003 Iowa Acts, chapter 91,  
40 18 section 10, being deemed of immediate importance, takes effect  
40 19 upon enactment and applies retroactively to July 1, 2003.  
40 20

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40 23 \_\_\_\_\_  
40 24 CHRISTOPHER C. RANTS  
40 25 Speaker of the House  
40 26

40 27 \_\_\_\_\_  
40 28 JEFFREY M. LAMBERTI  
40 29 President of the Senate  
40 30

40 31 I hereby certify that this bill originated in the House and  
40 32 is known as House File 2208, Eightieth General Assembly.  
40 33  
40 34  
40 35

41 1 \_\_\_\_\_  
41 2 MARGARET THOMSON  
41 3 Chief Clerk of the House  
41 4

41 3 Approved \_\_\_\_\_, 2004  
41 4  
41 5  
41 6

41 7 \_\_\_\_\_  
41 8 THOMAS J. VILSACK  
41 9 Governor